

LETTER TO ACCOMPANY NOTICE OF INTENT

RW 9-2 (9/93)

** Print on District Letterhead*

() _____

(Date)

Dear _____:

The law provides the procedure for public agencies to acquire private property for public use. It presently requires that every agency which intends to condemn property must notify the owners of that property of its intention to condemn. Such notice must be prior to submission of an authorizing resolution to the appropriate commission for adoption. The purpose of the attached Notice of Intent is to advise you that acquisition of your property will be sought through judicial process if an amicable agreement is not reached.

Agreement between an owner and the State may be delayed for a variety of good reasons; however, in order to maintain a schedule for construction of this project, certain procedural steps must be taken. One such step is to advise an owner of our intent to acquire property through court proceedings. The project which requires your property is now scheduled for construction in the near future. A legal description of the required property is also attached.

The attached Notice of Intent gives you an opportunity to appear before the California Transportation Commission and raise questions concerning the public interest, necessity, and location of the project as it affects your property. The subject of the amount of compensation for your property is not an issue for the Commission and it will not be considered by them. If the Resolution is adopted, the Department has the authority to file an eminent domain action in the Superior Court. In that Superior Court proceeding the amount of condemnation is determined.

If you desire to appear before the Commission and give proper notice of appearance, you will be notified of the full address of the meeting place.

If you have any questions regarding the procedure, you can reach me by telephone at () _____.

Sincerely,

Attachments
